GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Roads & Buildings Department – Criminal case against Sri M.Gangadhara, the then DEE, Yemmiganur – Departmental action & Criminal action initiated - Departmental action dropped – acquitted in the criminal proceedings -Regularization of suspension period from 23.05.2011 to 05.05.2012 as on duty -Orders - Issued.

TRANSPORT, ROADS & BUILDINGS (VIG-R & B) DEPARTMENT

G.O.Rt.No.126 Dated.09.05.2023

Read the following:

1.From the ENC(R&B), State Roads, Lr.No.R-K-H enquiry/KNL/E.E(T)/DEE8/AEE2/2011-12, Dt.16.05.2011.
2.From the Chief Engineer, Quality Control & Member COT, Lr.No.3/CEQC/DCE/AE/Paper clipping/2011, Dated.18.05.2011.
3. G.O.Rt.No.475, R&B(Vig.I) Department, Dated.21.05.2011.
4. G.O.Rt.No.429,R&B(Vig.I) Department, Dated.25.04.2012.
5. G.O.Rt.No.158 TR&B(Vig.I) Department. Dated.01.02.2014.
6. G.O.Rt.No.634, TR&B(VIG.R&B) Dept, Dated.22.12.2015.
7.From the ENC(R&B) Admn, AP, Lr.No.1117/VC(1)/2011, Dated:08.03.2022.

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O R D E R:

1) Whereas, it was brought to the notice of the Government, vide reference 1st read above, certain irregularities committed in payment of bills, without executing the work of "Improvements to road from Km.12/0 to 18/0 of Rampuram - Kosigi - Halvi Road, in Kurnool District, etc" by Sri M. Gangadhara, Deputy Executive Engineer (R&B), Sub-Division, Yemmiganur among others. In this allegation, he was placed under suspension with effect from 21.05.2011, vide G.O.3rd read above and also a Criminal case was filed against him vide FIR 77/2011, Datedt.30.08.2011 against him in Kosigi Police Station. Later, he was reinstated in to service without prejudice to the outcome of disciplinary/Criminal proceedings pending against him vide G.O.4th read above.

2) The Vigilance & Enforcement Department have inquired into the above allegations and recommended for Prosecution besides to take departmental action against Sri M. Gangadhara, the then Deputy Executive Engineer (R&B), Yemmiganur. Accordingly, Government have initiated disciplinary action by framing the Article of Charges. The explanation submitted by the charged officer are not convincing, the Government have appointed the Superintendent Engineer (R&B) Kurnool as Inquiry Authority vide 5th read above. After examining the inquiry report, Government have dropped further action against Sri M. Gangadhara, Deputy Executive Engineer (R&B), Yemmiganur vide 6th read above. The suspension period could not be regularized at the time of concluding the disciplinary proceedings due to pending of the criminal case in the Hon'ble IInd, Additional Judicial Magistrate of 1st Class, Adoni.

P.T.O

3) The Engineer-in-Chief (R&B) Administration, Andhra Pradesh, Vijayawada in the reference 7th read above has informed that in the criminal case, Sri M.Gangadhara, Deputy Executive Engineer (R&B), Yemmiganur had found not guilty for the offense punishable under said Sections-409 and 420 and accordingly acquitted him from the above said offenses in the judgement of Hon'ble IInd Additional Judicial Magistrate of 1st Class, Adoni. Sri M.Gagandhra Deputy Executive Engineer (R&B) has requested to regularize the suspension period from 23-05-2011 to 05-05-2012 as duty with all the consequential benefits due to his acquittal in the criminal proceedings in CC No.242/2013, Dated.9.2.2022 of the Court of IInd Addl. Judicial magistrate of I Class, Adoni by the Hon'ble Court.

4) Government after careful examination of the results of the both criminal and departmental action against Sri M.Gangadhara, Deputy Executive Engineer (R&B), Yemmiganur, have decided to regularize the suspension period as duty since further action has been dropped in disciplinary proceedings as well as acquitted in the criminal proceedings leveled against him.

5) Accordingly, Government hereby regularize the suspension period from 23-05-2011 to 05-05-2012 in respect of Sri M. Gangadhara, Deputy Executive Engineer (R&B), Sub-Division, Yemmiganur as duty in terms of F.R 54-B (3) & (4) of A.P Fundamental Rules.

6) The Engineer-in-Chief (R&B) Administration, shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PRADYUMNA P.S.
SECRETARY TO GOVERNMENT

To
The Individual through Engineer-in-Chief (R&B), Administration,
Andhra Pradesh, Vijayawada.
The Engineer-in-Chief (R&B), Administration, Andhra Pradesh ,Vijayawada.
Copy to
The P.S. Secretary to Government, TR&B Department.
The P.S to Minister (R&B).
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER